

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**
**Docket No.
BAF-10703/29**
In Re Application Of: Ferree

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/007,477	11/08/2001	D. Comstock	25006	3733	2845

**Invention: ENHANCED SURFACE AREA SPINAL FUSION DEVICES AND ALIGNMENT APPARATUS
THEREFOR**
COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated **Dec. 13, 2005** finally rejecting Claim(s) **1-3 and 12-17**

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee for this Notice of Appeal is: **\$250.00**

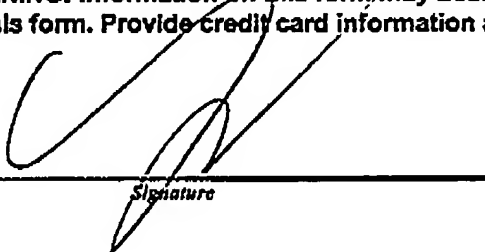
☐ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **07-1180**

☐ Payment by credit card. Form PTO-2038 is attached.

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Dated: **March 13, 2006**

**John G. Posa
Reg. No. 37,424
Gifford, Krass, Groh et al
PO Box 7021
Troy, MI 48007-7021
Tel. 734/913-9300**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

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LAW OFFICES
GIFFORD, KRASS, GROH, SPRINKLE, ANDERSON & CITKOWSKI, P.C.
PATENT, TRADEMARK AND COPYRIGHT PRACTICE
303 DETROIT STREET
SUITE 300
ANN ARBOR, MICHIGAN 48104-1144

(734) 913-9300
FACSIMILE (734) 913-6007
jposa@patlaw.com
dwathen@patlaw.com
mbancroft@patlaw.com
jstaple@patlaw.com

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TO: EXAMINER DAVID COMSTOCK

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FROM: John G. Posa

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RE: SN 10/007,477

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